

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

JOHN INGRAM, III,	:	
	:	
Plaintiff,	:	
	:	Civil Action
v.	:	
	:	No. 24-00174
ABINGTON SCHOOL DISTRICT	:	
AUTHORITY,	:	
	:	
Defendant.	:	

ORDER

AND NOW, this 20th day of June, 2024, upon consideration of Defendant Abington School District Authority's (partial) Motion to Dismiss Plaintiff's Amended Complaint for Failure to State a Claim (ECF No. 10), and all papers submitted in support thereof and in opposition thereto, it is hereby **ORDERED** that said Motion will be **GRANTED** in part and **DENIED** in part as follows:

1. Plaintiff's claims for race or color retaliation under Counts One and Four of the Amended Complaint are hereby **DISMISSED with prejudice** based on the agreement reached between the Parties.
2. The term "race/color" in Paragraph 53(f) of the Amended Complaint is hereby **STRICKEN and REPLACED** with the term "protected activity."
3. Defendant's Motion to Dismiss is **DENIED** in all other respects.

IT IS SO ORDERED.

BY THE COURT:

/s/ John Milton Younge
Judge John Milton Younge